IN THE HIGH COURT OF JUDICATURE AT PATNA
CR. REV. No.1504 of 2008
ABHISHEK KUMAR
Versus
STATE OF BIHAR
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2. 19.12.2008. This revision has been preferred against the order dated 15th November,2008 passed by Sessions Judge, Munger in Cr. Appeal No.99 of 2008 thereby the order dated 8.9.2008 passed by Juvenile Justice Board, Lakhisarai in Barahiya P.S. Case No.211 of 2007 regarding rejection of the bail has been confirmed.

Heard the learned counsel for the petitioner.

The submission of the learned counsel for the petitioner is that the petitioner is a junior member of the house. He had no concerned with the recovered ganja. The house belonged to his father, namely, Umesh Singh. Umesh Singh is already in jail custody. It is furher submitted that the petitioner has been declared juvenile by the Juvenile Justice Board. This petitioner is in jail custody since 9.11.2007.

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Considered the submission of the learned counsel for the petitioner. Perused the impugned order. It appears that the huge quantity of ganja was actually recovered from the house of Umesh Singh. This petitioner is son of Umesh Singh. This petitioner was not found in conscious possession of the ganja. The entire allegation is against Umesh Singh.

Thus, having regard to the facts and circumstances, the petitioner, namely, Abhishek Kumar is directed to be released on bail on his furnishing bond of Rs.10,000/- (ten thousand) with two sureties

of the like amount each to the satisfaction of Principal Magistrate, Juvenile Justice Board, Lakhisarai in Barahiya P.S. Case No.211 of 2007.

Accordingly, this application is allowed and the impugned order are set aside.

(Ghanshyam Prasad)

N.H./

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